

A P P E A R A N C E S

ON BEHALF OF THE UNITED STATES OF AMERICA:

KAREN I MEYER AUSA

Office of US Attorney
Violent and Organized Crime Section
312 North Spring Street
13th Floor
Los Angeles, CA 90012-4700
213-894-8559
Fax: 213-894-0141
Email: USACAC.Criminal@usdoj.gov

LAUREN S KUPERSMITH

US Department of Justice
Child Exploitation and Obscenity Section
1301 New York Avenue NW
Suite 1100
Washington, DC 20005
202-514-1564
Email: Lauren.kupersmith@usdoj.gov

ON BEHALF OF THE DEFENDANT HARRELL:

KIM SAVO

Federal Public Defenders Office
321 East 2nd Street
Los Angeles, CA 90012-4206
213-894-2854
Fax: 213-894-0081
Email: Kim_Savo@fd.org

ON BEHALF OF THE DEFENDANT BRINSON:

GREGORY NICOLAYSEN

Gregory Nicolaysen Law Offices
27240 Turnberry Lane
Suite 200
Valencia, CA 91355
818-970-7247
Fax: 661-252-6023
Email: Gregnicolaysen@aol.com

1 **FRIDAY, JANUARY 24, 2020**

1:30 P.M.

2 ~ ~ ~

3 STATUS CONFERENCE

4 ~ ~ ~

13:37:18 5 COURT CLERK: Calling Item No. 7. Case No. CR
13:37:24 6 17-00404-AB. United States of America v. Harrell, et al.

13:37:24 7 Counsel, please state your appearances for
13:37:27 8 the record.

13:37:27 9 **MS. MYERS:** Good afternoon, Your Honor. Devon
13:37:29 10 Myers on behalf of the United States.

13:37:31 11 **MS. KUPERSMITH:** Along with Lauren Kupersmith on
13:37:35 12 behalf of the United States.

13:37:35 13 **THE COURT:** All right. Good afternoon.

13:37:35 14 **MS. SAVO:** Good afternoon, Your Honor. Kim Savo
13:37:38 15 from the Federal Public Defender. I am substituting in as
13:37:41 16 counsel for my former colleague, Pedro Castillo, on behalf of
13:37:46 17 Mr. Harrell.

13:37:47 18 **THE COURT:** All right, good afternoon to you both.

13:37:47 19 **MR. NICOLAYSEN:** And good afternoon, Your Honor.
13:37:49 20 Gregory Nicolaysen, appearing as counsel for John Richard
13:37:52 21 Brinson, Jr.

13:37:53 22 **THE COURT:** All right. Good afternoon to you both
13:37:54 23 as well.

13:37:55 24 **MS. SAVO:** Your Honor, may I make a request that
13:37:57 25 the courtroom be sealed of anyone who is not --

13:38:00 1 **THE COURT:** Let me have counsel approach at
13:38:02 2 sidebar, please.

13:38:40 3 (Bench conference.)

13:38:42 4 **THE COURT:** The question I have: Are we going to
13:38:44 5 be talking about the substance of the case? What's the
13:38:46 6 concern about --

13:38:47 7 Because I thought we were going to be talking
13:38:47 8 about this scheduling. Or am I incorrect?

13:38:51 9 **MS. SAVO:** I think the government is going to
13:38:53 10 indicate that it intends to proceed with certain additional
13:38:56 11 charge. I don't know if they're going to do that in generic
13:39:00 12 language or not, or whether it's possible to do it in generic
13:39:03 13 language or not. So, I can't say what --

13:39:07 14 **MS. MYERS:** I think we can agree to keep it
13:39:10 15 generic.

13:39:10 16 **MS. SAVO:** Okay. In that case, it's fine.

13:39:13 17 **THE COURT:** Okay.

13:39:14 18 **MS. SAVO:** I just wasn't sure what would come out.

13:39:16 19 **THE COURT:** Okay. All right. Mr. Nicolaysen, any
13:39:18 20 thoughts?

13:39:18 21 **MR. NICOLAYSEN:** Nothing of substance.

13:39:20 22 **THE COURT:** Okay.

13:39:20 23 **MR. NICOLAYSEN:** I will be objecting to the
13:39:22 24 proceeding, but it will be generic.

13:39:23 25 **THE COURT:** Okay. All right. All right, so let's

13:39:25 1 do this. Thank you.

13:39:26 2 (In open court.)

13:39:38 3 **THE COURT:** All right. So, we're here for a
13:39:40 4 status conference today in large part because Ms. Savo is now
13:39:51 5 substituted in on this case. I'm assuming, Ms. Savo, you
13:39:56 6 need some additional time in order to adequately prepare on
13:39:59 7 behalf of your client. Would that be a fair statement?

13:40:02 8 **MS. SAVO:** That is correct. It's a lot of
13:40:05 9 discovery. We have conferred, both Mr. Nicolaysen and I and
13:40:14 10 government counsel, and the parties are proposing --

13:40:17 11 Well, let me take that back. I'm proposing,
13:40:20 12 and Mr. Nicolaysen agrees, to an August 4th date. The
13:40:23 13 government I think is going to state an objection to a
13:40:25 14 continuance, but to the extent that the Court grants my
13:40:28 15 request, is amenable to an August 4th date.

13:40:33 16 **THE COURT:** All right. So, let me just check the
13:40:35 17 calendar here.

13:40:49 18 All right, unless you all want to pay for my
13:40:52 19 divorce lawyer, I'm not going to be able to do that on August
13:40:55 20 the 4th. Let me just double-check.

13:41:06 21 Would August the 11th work? Well, let's
13:41:12 22 start with defense counsel first, and then I'll hear from the
13:41:15 23 government.

13:41:15 24 **MS. SAVO:** I think I might run into the same sorts
13:41:18 25 of family dynamics. If we do it --

13:41:22 1 But let me say this. The parties have
13:41:25 2 spoken, and to the extent this case is proceeding to trial,
13:41:28 3 and there is probably good reason to believe that it will, I
13:41:34 4 think we're reaching an understanding that we're likely to
13:41:37 5 waive jury, and I'm saying that because I think that really
13:41:41 6 helps with flexibility in terms of scheduling.

13:41:46 7 **THE COURT:** Does that apply to both defendants?

13:41:48 8 **MR. NICOLAYSEN:** It does, Your Honor. I have
13:41:50 9 discussed it with Mr. Brinson, and there is a strong
13:41:54 10 likelihood that we will be filing for a jury and asking for a
13:41:58 11 status for that purpose.

13:41:59 12 **THE COURT:** Okay.

13:41:59 13 **MS. SAVO:** So, I'm saying that because what I --
13:42:01 14 what I'm suggesting is, we could set it -- we could set it
13:42:05 15 for the 11th, and if we started on one particular day, but we
13:42:11 16 may then not have to continue, make it consecutive that
13:42:16 17 entire week.

13:42:17 18 **THE COURT:** Right, but certainly if it's a bench
13:42:19 19 trial, I mean, we'll see what the government's position is as
13:42:22 20 it relates to that. To the extent there is a bench trial,
13:42:25 21 that does give all parties a little bit of flexibility.

13:42:29 22 **MS. SAVO:** So, having said that, then, if the 11th
13:42:33 23 works for the Court, then I think we could use that as a --
13:42:39 24 sort of as a placeholder, at least as a starting place. And
13:42:44 25 then once we have a definitive understanding with regard to

13:42:49 1 jury waivers, then we could talk about whether or not we have
13:42:54 2 it consecutively all that week or do it on different days.

13:42:58 3 **THE COURT:** All right. Well, let's hear from the
13:43:00 4 government.

13:43:01 5 Look, you're in an unenviable position. You
13:43:08 6 know, you want the trial to proceed as soon as possible, but
13:43:12 7 I think you also don't want to deal with an appellate issue
13:43:15 8 of ineffective assistance of counsel by, you know, having new
13:43:18 9 counsel come into this case.

13:43:21 10 How long has this case been pending now?
13:43:23 11 This is a '17 case, to have someone jump in year three. I
13:43:26 12 think most folks would agree that some further time to
13:43:30 13 prepare for the case is appropriate.

13:43:33 14 But having said that, Ms. Myers, I want you
13:43:37 15 to state your position for the record.

13:43:38 16 **MS. MYERS:** You did it very well, Your Honor.

13:43:41 17 **THE COURT:** Thank you. Even a broken clock is
13:43:45 18 right twice a day.

13:43:46 19 **MS. MYERS:** The government does object to the
13:43:48 20 continuance. We were preparing for the March 3rd trial. I
13:43:52 21 believe it's March 3rd. You know, we have attempted to
13:43:55 22 resolve this case. I don't think it's going to resolve.

13:43:58 23 We do appreciate that there are in excess of
13:44:01 24 82000 pages of discovery that we have produced and Ms. Savo
13:44:06 25 is new to the case and that she has to become familiar with

13:44:08 1 the case in order to proceed to trial.

13:44:10 2 We are willing to agree to this sort of one
13:44:15 3 final date over our objection.

13:44:19 4 **THE COURT:** Well, then, you're not willing to
13:44:20 5 agree, then, right?

13:44:22 6 **MS. MYERS:** Well, we'd like to, you know, to have
13:44:24 7 a date that works for everyone. We'd even be willing to, you
13:44:28 8 know, I think October would probably be feasible as well, but
13:44:33 9 I think for the record to be clear, given the, you know --

13:44:39 10 **THE COURT:** The government wants the trial to move
13:44:41 11 as quickly as possible and would prefer the March 3rd date;
13:44:46 12 if not, having this trial conducted as soon as possible in or
13:44:50 13 around that August date.

13:44:52 14 **MS. MYERS:** And whatever date we choose to be the
13:44:54 15 final date, that we do in fact go through.

13:44:57 16 **THE COURT:** All right. Well, thank you for
13:44:59 17 stating your position.

13:45:00 18 So, what I intend to do is, we're going to
13:45:03 19 continue the case to August the 11th, okay? I'll let the
13:45:07 20 parties decide whether or not -- you'll figure out whether or
13:45:10 21 not it will be a bench trial or a jury trial. Obviously, the
13:45:12 22 sooner you can come to that conclusion -- I should say --

13:45:16 23 Let me restate that. As soon as you come to
13:45:18 24 a decision in that regard, please let the Court know.

13:45:22 25 But let me talk with Mr. Harrell and

13:45:26 1 Mr. Brinson. Obviously -- I think we've talked about this in
13:45:31 2 the past. Generally speaking, you have a right to have a
13:45:34 3 trial within 70 days of your initial appearance. This case
13:45:39 4 has been going on for a long time, as you both know, because
13:45:41 5 your lawyers have needed additional time to prepare for -- to
13:45:46 6 prepare for the case.

13:45:47 7 Mr. Harrell, you just now -- you have new
13:45:51 8 counsel. She needs time, as she indicated, or as was
13:45:54 9 indicated, I should say. There is 82,000 pages of material
13:46:00 10 that she's going to need to review, discuss and prepare for
13:46:03 11 trial.

13:46:03 12 So, my question to you both is: Are you okay
13:46:06 13 with continuing the trial to August the 11th for purposes of
13:46:13 14 allowing, in Mr. Harrell's case, more time for your lawyer to
13:46:18 15 prepare, and in Mr. Brinson, in your case, because you're
13:46:20 16 both charged as codefendants, at least at this juncture, I'm
13:46:24 17 not inclined to sever the trial, and so your case will go
13:46:27 18 along with Mr. Harrell's case.

13:46:29 19 And so, Mr. Harrell, are you okay with
13:46:30 20 continuing the trial to August 11th?

13:46:34 21 **DEFENDANT HARRELL:** Yes, sir.

13:46:35 22 **THE COURT:** And Mr. Brinson, are you okay with
13:46:37 23 continuing the trial till August the 11th?

13:46:37 24 **DEFENDANT BRINSON:** Yes, sir.

13:46:38 25 **THE COURT:** All right. So, then, I'll ask the

13:46:40 1 parties to prepare a stipulation, just to dot our i's, cross
13:46:43 2 our t's. Because we've got the oral waivers, to the extent
13:46:46 3 it's an inconvenience, I don't -- I'm not going to require
13:46:49 4 that you have, each of Mr. Herrall's and Mr. Brinson's
13:46:51 5 signature, but I'll leave that up to you ultimately.

13:46:53 6 So, we'll vacate --

13:46:56 7 I think we have a status conference of
13:47:00 8 February 20. I don't think there is any need to have that
13:47:02 9 status conference at this time, but perhaps we should have a
13:47:05 10 status conference sometime in the summer just to ascertain
13:47:09 11 where we are and what's going forward. So, I'm going to
13:47:12 12 propose a status conference.

13:47:16 13 **MS. MYERS:** If I may, Your Honor --

13:47:18 14 **THE COURT:** Yes.

13:47:18 15 **MS. MYERS:** The government is planning to
13:47:20 16 supersede.

13:47:21 17 **THE COURT:** Okay. So, then we'll see each other
13:47:24 18 again.

13:47:25 19 **MS. MYERS:** Yes, Your Honor.

13:47:25 20 **THE COURT:** Okay. All right, so, I'm not even
13:47:27 21 going to set a date for a status conference at this point.
13:47:31 22 But the trial is continued to August the 11th, and I'll just
13:47:36 23 ask the parties if we could submit a stipulation and time
13:47:40 24 waiver, if you could do that in the next week, it would be
13:47:43 25 appreciated, all right?

13:47:43 1 Mr. Nicolaysen?

13:47:44 2 **MR. NICOLAYSEN:** Your Honor, would it be
13:47:45 3 possible to have the arraignment on the superseding
13:47:48 4 indictment conducted here rather than the duty courtroom in
13:47:51 5 Roybal so that we can address schedule, and I could be
13:47:56 6 raising possible objections on the speedy trial grounds.

13:47:58 7 Now that it's a set for trial, a three-year
13:48:01 8 case, the government has objected to a continuance for March,
13:48:04 9 and now we're going to supersede --

13:48:04 10 **THE COURT:** All right, so you're --

13:48:07 11 **MR. NICOLAYSEN:** It's an argument for another day.
13:48:09 12 I understand that. But it will be helpful to be here at the
13:48:11 13 time of the arraignment on the superseding is being done --

13:48:15 14 **THE COURT:** Any objection from the government in
13:48:16 15 that regard?

13:48:16 16 **MS. MYERS:** No, Your Honor.

13:48:17 17 **THE COURT:** All right. So, for you,
13:48:19 18 Mr. Nicolaysen, we'll accommodate you, all right? Okay.

13:48:21 19 **MR. NICOLAYSEN:** Thank you, Your Honor.

13:48:24 20 **THE COURT:** All right. Anything further from
13:48:24 21 either side of the case. From the government?

13:48:25 22 **MS. MYERS:** We'd agreed to some dates pretrial,
13:48:28 23 but I think we can just put those in the stipulations, Your
13:48:31 24 Honor. So I don't think that there is anything else I need
13:48:33 25 to raise with the Court.

13:48:33 1

THE COURT: All right. Great.

13:48:34 2

Any from the defense? Ms. Savo?

13:48:35 3

MS. SAVO: No, Your Honor.

13:48:36 4

THE COURT: Mr. Nicolaysen?

13:48:36 5

MR. NICOLAYSEN: No, Your Honor.

13:48:38 6

THE COURT: All right, thank you all.

7

~ ~ ~

8

(Proceedings concluded.)

9

~ ~ ~

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

C E R T I F I C A T E

I hereby certify that the foregoing is a true and correct transcript of the stenographically recorded proceedings in the above matter.

Fees charged for this transcript, less any circuit fee reduction and/or deposit, are in conformance with the regulations of the judicial conference of the united states.

/S/Anne Kielwasser

Anne Kielwasser, CSR, RPR
Official Court Reporter

4/5/2022
Date

	7	argument ^[1] - 11:11 ARLAN ^[1] - 1:12 arraignment ^[2] - 11:3, 11:13 ascertain ^[1] - 10:10 assistance ^[1] - 7:8 assuming ^[1] - 5:5 attempted ^[1] - 7:21 Attorney ^[1] - 2:4 August ^[10] - 5:12, 5:15, 5:19, 5:21, 8:13, 8:19, 9:13, 9:20, 9:23, 10:22 AUSA ^[1] - 2:3 Avenue ^[1] - 2:10	choose ^[1] - 8:14 circuit ^[1] - 13:5 clear ^[1] - 8:9 CLERK ^[1] - 3:5 client ^[1] - 5:7 clock ^[1] - 7:17 codefendants ^[1] - 9:16 colleague ^[1] - 3:16 concern ^[1] - 4:6 concluded ^[1] - 12:8 conclusion ^[1] - 8:22 conducted ^[2] - 8:12, 11:4 conference ^[8] - 4:3, 5:4, 10:7, 10:9, 10:10, 10:12, 10:21, 13:7 CONFERENCE ^[2] - 1:17, 3:3 conferred ^[1] - 5:9 conformance ^[1] - 13:6 consecutive ^[1] - 6:16 consecutively ^[1] - 7:2 continuance ^[3] - 5:14, 7:20, 11:8 continue ^[2] - 6:16, 8:19 continued ^[1] - 10:22 continuing ^[3] - 9:13, 9:20, 9:23 correct ^[2] - 5:8, 13:2 Counsel ^[1] - 3:7 counsel ^[8] - 3:16, 3:20, 4:1, 5:10, 5:22, 7:8, 7:9, 9:8 COURT ^[33] - 1:1, 3:5, 3:13, 3:18, 3:22, 4:1, 4:4, 4:17, 4:19, 4:22, 4:25, 5:3, 5:16, 6:7, 6:12, 6:18, 7:3, 7:17, 8:4, 8:10, 8:16, 9:22, 9:25, 10:14, 10:17, 10:20, 11:10, 11:14, 11:17, 11:20, 12:1, 12:4, 12:6 court ^[1] - 5:2 Court ^[5] - 5:14, 6:23, 8:24, 11:25, 13:11 courtroom ^[2] - 3:25, 11:4 CR ^[2] - 1:10, 3:5 Crime ^[1] - 2:4 cross ^[1] - 10:1 CRR ^[1] - 1:25 CSR ^[2] - 1:25, 13:11	D Date ^[1] - 13:11 date ^[9] - 5:12, 5:15, 8:3, 8:7, 8:11, 8:13, 8:14, 8:15, 10:21 dates ^[1] - 11:22 days ^[2] - 7:2, 9:3 DC ^[1] - 2:11 deal ^[1] - 7:7 decide ^[1] - 8:20 decision ^[1] - 8:24 DEFENDANT ^[4] - 2:14, 2:19, 9:21, 9:24 defendants ^[2] - 1:14, 6:7 Defender ^[1] - 3:15 Defenders ^[1] - 2:16 defense ^[2] - 5:22, 12:2 definitive ^[1] - 6:25 Department ^[1] - 2:9 deposit ^[1] - 13:6 Devon ^[1] - 3:9 different ^[1] - 7:2 discovery ^[2] - 5:9, 7:24 discuss ^[1] - 9:10 discussed ^[1] - 6:9 DISTRICT ^[2] - 1:1, 1:2 divorce ^[1] - 5:19 done ^[1] - 11:13 dot ^[1] - 10:1 double ^[1] - 5:20 double-check ^[1] - 5:20 duty ^[1] - 11:4 dynamics ^[1] - 5:25
'17 ^[1] - 7:11	7 ^[1] - 3:5 70 ^[1] - 9:3			
/	8	B	E	
/S/Anne ^[1] - 13:10	818-970-7247 ^[1] - 2:23 82,000 ^[1] - 9:9 82000 ^[1] - 7:24	become ^[1] - 7:25 behalf ^[4] - 3:10, 3:12, 3:16, 5:7 BEHALF ^[3] - 2:2, 2:14, 2:19 bench ^[3] - 6:18, 6:20, 8:21 Bench ^[1] - 4:3 BIROTTE ^[1] - 1:4 bit ^[1] - 6:21 Brinson ^[5] - 3:21, 6:9, 9:1, 9:15, 9:22 BRINSON ^[3] - 1:12, 2:19, 9:24 Brinson's ^[1] - 10:4 broken ^[1] - 7:17		
1	9	C		
1100 ^[1] - 2:11 11th ^[8] - 5:21, 6:15, 6:22, 8:19, 9:13, 9:20, 9:23, 10:22 1301 ^[1] - 2:10 13th ^[1] - 2:5 17-00404-AB ^[1] - 3:6 17-404 ^[1] - 1:10 1:30 ^[2] - 1:18, 3:1	90012-4206 ^[1] - 2:17 90012-4700 ^[1] - 2:6 91355 ^[1] - 2:23	CA ^[3] - 2:6, 2:17, 2:23 calendar ^[1] - 5:17 CALIFORNIA ^[1] - 1:2 California ^[1] - 1:17 case ^[20] - 4:5, 4:16, 5:5, 6:2, 7:9, 7:10, 7:11, 7:13, 7:22, 7:25, 8:1, 8:19, 9:3, 9:6, 9:14, 9:15, 9:17, 9:18, 11:8, 11:21 Case ^[1] - 3:5 Castillo ^[1] - 3:16 CENTRAL ^[1] - 1:2 certain ^[1] - 4:10 certainly ^[1] - 6:18 certify ^[1] - 13:2 charge ^[1] - 4:11 charged ^[2] - 9:16, 13:5 check ^[2] - 5:16, 5:20 Child ^[1] - 2:10		
2	A			
20 ^[1] - 10:8 200 ^[1] - 2:22 20005 ^[1] - 2:11 202-514-1564 ^[1] - 2:12 2020 ^[2] - 1:18, 3:1 213-894-0081 ^[1] - 2:18 213-894-0141 ^[1] - 2:7 213-894-2854 ^[1] - 2:17 213-894-8559 ^[1] - 2:6 24 ^[2] - 1:18, 3:1 27240 ^[1] - 2:22 2nd ^[1] - 2:16	able ^[1] - 5:19 accommodate ^[1] - 11:18 additional ^[3] - 4:10, 5:6, 9:5 address ^[1] - 11:5 adequately ^[1] - 5:6 afternoon ^[6] - 3:9, 3:13, 3:14, 3:18, 3:19, 3:22 agree ^[4] - 4:14, 7:12, 8:2, 8:5 agreed ^[1] - 11:22 agrees ^[1] - 5:12 al ^[1] - 3:6 allowing ^[1] - 9:14 amenable ^[1] - 5:15 AMERICA ^[2] - 1:8, 2:2 America ^[1] - 3:6 ANDRE ^[1] - 1:4 Angeles ^[3] - 1:17, 2:6, 2:17 Anne ^[1] - 13:11 ANNE ^[1] - 1:25 anne.kielwasser@yahoo.com ^[1] - 1:25 appearance ^[1] - 9:3 appearances ^[1] - 3:7 appearing ^[1] - 3:20 appellate ^[1] - 7:7 apply ^[1] - 6:7 appreciate ^[1] - 7:23 appreciated ^[1] - 10:25 approach ^[1] - 4:1 appropriate ^[1] - 7:13			
3				
312 ^[1] - 2:5 321 ^[1] - 2:16 3rd ^[3] - 7:20, 7:21, 8:11				
4				
4/5/2022 ^[1] - 13:10 4th ^[3] - 5:12, 5:15, 5:20				
6				
661-252-6023 ^[1] - 2:24				

familiar ^[1] - 7:25 family ^[1] - 5:25 Fax ^[3] - 2:7, 2:18, 2:24 feasible ^[1] - 8:8 February ^[1] - 10:8 Federal ^[2] - 2:16, 3:15 fee ^[1] - 13:5 fees ^[1] - 13:5 figure ^[1] - 8:20 filing ^[1] - 6:10 final ^[2] - 8:3, 8:15 fine ^[1] - 4:16 first ^[1] - 5:22 flexibility ^[2] - 6:6, 6:21 Floor ^[1] - 2:5 folks ^[1] - 7:12 foregoing ^[1] - 13:2 former ^[1] - 3:16 forward ^[1] - 10:11 FRIDAY ^[2] - 1:18, 3:1	Honor ^[14] - 3:9, 3:14, 3:19, 3:24, 6:8, 7:16, 10:13, 10:19, 11:2, 11:16, 11:19, 11:24, 12:3, 12:5 HONORABLE ^[1] - 1:4	L	next ^[1] - 10:24 NICOLAYSEN ^[9] - 2:21, 3:19, 4:21, 4:23, 6:8, 11:2, 11:11, 11:19, 12:5 Nicolaysen ^[8] - 2:21, 3:20, 4:19, 5:9, 5:12, 11:1, 11:18, 12:4 NO ^[1] - 1:10 North ^[1] - 2:5 nothing ^[1] - 4:21 NW ^[1] - 2:10	7:5, 7:15, 8:17 possible ^[6] - 4:12, 7:6, 8:11, 8:12, 11:3, 11:6 prefer ^[1] - 8:11 prepare ^[7] - 5:6, 7:13, 9:5, 9:6, 9:10, 9:15, 10:1 preparing ^[1] - 7:20 PRESIDING ^[1] - 1:4 pretrial ^[1] - 11:22 proceed ^[3] - 4:10, 7:6, 8:1 proceeding ^[2] - 4:24, 6:2 Proceedings ^[1] - 1:16 proceedings ^[2] - 12:8, 13:3 produced ^[1] - 7:24 propose ^[1] - 10:12 proposing ^[2] - 5:10, 5:11 Public ^[2] - 2:16, 3:15 purpose ^[1] - 6:11 purposes ^[1] - 9:13 put ^[1] - 11:23
G	I	Lane ^[1] - 2:22 language ^[2] - 4:12, 4:13 large ^[1] - 5:4 LAUREN ^[1] - 2:9 Lauren ^[1] - 3:11 lauren.kupersmith@usdoj.gov ^[1] - 2:12 Law ^[1] - 2:21 lawyer ^[2] - 5:19, 9:14 lawyers ^[1] - 9:5 least ^[2] - 6:24, 9:16 leave ^[1] - 10:5 less ^[1] - 13:5 likelihood ^[1] - 6:10 likely ^[1] - 6:4 look ^[1] - 7:5 Los ^[3] - 1:17, 2:6, 2:17	object ^[1] - 7:19 objected ^[1] - 11:8 objecting ^[1] - 4:23 objection ^[3] - 5:13, 8:3, 11:14 objections ^[1] - 11:6 Obscenity ^[1] - 2:10 obviously ^[2] - 8:21, 9:1 October ^[1] - 8:8 OF ^[6] - 1:2, 1:8, 2:2, 2:14, 2:19 Office ^[2] - 2:4, 2:16 Offices ^[1] - 2:21 official ^[1] - 13:11 ON ^[3] - 2:2, 2:14, 2:19 once ^[1] - 6:25 one ^[2] - 6:15, 8:2 open ^[1] - 5:2 oral ^[1] - 10:2 order ^[2] - 5:6, 8:1 Organized ^[1] - 2:4	Q
generally ^[1] - 9:2 generic ^[4] - 4:11, 4:12, 4:15, 4:24 given ^[1] - 8:9 government ^[11] - 4:9, 5:10, 5:13, 5:23, 7:4, 7:19, 8:10, 10:15, 11:8, 11:14, 11:21 government's ^[1] - 6:19 grants ^[1] - 5:14 great ^[1] - 12:1 gregnicolaysen@aol.com ^[1] - 2:24 GREGORY ^[1] - 2:21 Gregory ^[2] - 2:21, 3:20 grounds ^[1] - 11:6	J	March ^[4] - 7:20, 7:21, 8:11, 11:8 material ^[1] - 9:9 matter ^[1] - 13:4 mean ^[1] - 6:19 MEYER ^[1] - 2:3 might ^[1] - 5:24 most ^[1] - 7:12 move ^[1] - 8:10 MR ^[8] - 3:19, 4:21, 4:23, 6:8, 11:2, 11:11, 11:19, 12:5 MS ^[22] - 3:9, 3:11, 3:14, 3:24, 4:9, 4:14, 4:16, 4:18, 5:8, 5:24, 6:13, 6:22, 7:16, 7:19, 8:6, 8:14, 10:13, 10:15, 10:19, 11:16, 11:22, 12:3 MYERS ^[11] - 3:9, 4:14, 7:16, 7:19, 8:6, 8:14, 10:13, 10:15, 10:19, 11:16, 11:22 Myers ^[2] - 3:10, 7:14	ON ^[3] - 2:2, 2:14, 2:19 once ^[1] - 6:25 one ^[2] - 6:15, 8:2 open ^[1] - 5:2 oral ^[1] - 10:2 order ^[2] - 5:6, 8:1 Organized ^[1] - 2:4	R
H	K	need ^[4] - 5:6, 9:10, 10:8, 11:24 needed ^[1] - 9:5 needs ^[1] - 9:8 new ^[3] - 7:8, 7:25, 9:7 New ^[1] - 2:10	P	raise ^[1] - 11:25 raising ^[1] - 11:6 rather ^[1] - 11:4 reaching ^[1] - 6:4 really ^[1] - 6:5 reason ^[1] - 6:3 record ^[3] - 3:8, 7:15, 8:9 recorded ^[1] - 13:3 reduction ^[1] - 13:6 regard ^[3] - 6:25, 8:24, 11:15 regulations ^[1] - 13:7 relates ^[1] - 6:20 Reporter ^[1] - 13:11 Reporter's ^[1] - 1:16 request ^[2] - 3:24, 5:15 require ^[1] - 10:3 resolve ^[2] - 7:22 restate ^[1] - 8:23 review ^[1] - 9:10 Richard ^[1] - 3:20 RICHARD ^[1] - 1:12
HARRELL ^[3] - 1:12, 2:14, 9:21 Harrell ^[5] - 3:6, 3:17, 8:25, 9:7, 9:19 Harrell's ^[2] - 9:14, 9:18 hear ^[2] - 5:22, 7:3 helpful ^[1] - 11:12 helps ^[1] - 6:6 hereby ^[1] - 13:2 Herrall's ^[1] - 10:4	KAREN ^[1] - 2:3 keep ^[1] - 4:14 Kielwasser ^[2] - 13:10, 13:11 KIELWASSER ^[1] - 1:25 Kim ^[1] - 3:14 KIM ^[1] - 2:15 Kim_Savo@fd.org ^[1] - 2:18 Kupersmith ^[1] - 3:11 KUPERSMITH ^[2] - 2:9, 3:11	N	P.M ^[2] - 1:18, 3:1 pages ^[2] - 7:24, 9:9 part ^[1] - 5:4 particular ^[1] - 6:15 parties ^[6] - 5:10, 6:1, 6:21, 8:20, 10:1, 10:23 past ^[1] - 9:2 pay ^[1] - 5:18 Pedro ^[1] - 3:16 pending ^[1] - 7:10 perhaps ^[1] - 10:9 place ^[1] - 6:24 placeholder ^[1] - 6:24 plaintiff ^[1] - 1:10 planning ^[1] - 10:15 point ^[1] - 10:21 position ^[4] - 6:19,	

Roybal ^[1] - 11:5 RPR ^[2] - 1:25, 13:11 run ^[1] - 5:24	submit ^[1] - 10:23 substance ^[2] - 4:5, 4:21 substituted ^[1] - 5:5 substituting ^[1] - 3:15 suggesting ^[1] - 6:14 Suite ^[2] - 2:11, 2:22 summer ^[1] - 10:10 supersede ^[2] - 10:16, 11:9 superseding ^[2] - 11:3, 11:13	usdoj.gov ^[1] - 2:7
S	T	V
SAVO ^[11] - 2:15, 3:14, 3:24, 4:9, 4:16, 4:18, 5:8, 5:24, 6:13, 6:22, 12:3 Savo ^[5] - 3:14, 5:4, 5:5, 7:24, 12:2 schedule ^[1] - 11:5 scheduling ^[2] - 4:8, 6:6 sealed ^[1] - 3:25 Section ^[2] - 2:4, 2:10 see ^[2] - 6:19, 10:17 set ^[4] - 6:14, 10:21, 11:7 sever ^[1] - 9:17 side ^[1] - 11:21 sidebar ^[1] - 4:2 signature ^[1] - 10:5 someone ^[1] - 7:11 sometime ^[1] - 10:10 soon ^[3] - 7:6, 8:12, 8:23 sooner ^[1] - 8:22 sort ^[2] - 6:24, 8:2 sorts ^[1] - 5:24 speaking ^[1] - 9:2 speedy ^[1] - 11:6 spoken ^[1] - 6:2 Spring ^[1] - 2:5 start ^[1] - 5:22 started ^[1] - 6:15 starting ^[1] - 6:24 state ^[3] - 3:7, 5:13, 7:15 statement ^[1] - 5:7 states ^[1] - 13:7 STATES ^[3] - 1:1, 1:8, 2:2 States ^[3] - 3:6, 3:10, 3:12 stating ^[1] - 8:17 status ^[7] - 5:4, 6:11, 10:7, 10:9, 10:10, 10:12, 10:21 STATUS ^[2] - 1:17, 3:3 stenographically ^[1] - 13:3 stipulation ^[2] - 10:1, 10:23 stipulations ^[1] - 11:23 Street ^[2] - 2:5, 2:16 strong ^[1] - 6:9	t's ^[1] - 10:2 terms ^[1] - 6:6 THE ^[34] - 2:2, 2:14, 2:19, 3:13, 3:18, 3:22, 4:1, 4:4, 4:17, 4:19, 4:22, 4:25, 5:3, 5:16, 6:7, 6:12, 6:18, 7:3, 7:17, 8:4, 8:10, 8:16, 9:22, 9:25, 10:14, 10:17, 10:20, 11:10, 11:14, 11:17, 11:20, 12:1, 12:4, 12:6 thoughts ^[1] - 4:20 three ^[2] - 7:11, 11:7 three-year ^[1] - 11:7 today ^[1] - 5:4 Transcript ^[1] - 1:16 transcript ^[2] - 13:3, 13:5 trial ^[19] - 6:2, 6:19, 6:20, 7:6, 7:20, 8:1, 8:10, 8:12, 8:21, 9:3, 9:11, 9:13, 9:17, 9:20, 9:23, 10:22, 11:6, 11:7 true ^[1] - 13:2 Turnberry ^[1] - 2:22 twice ^[1] - 7:18	vacate ^[1] - 10:6 Valencia ^[1] - 2:23 Violent ^[1] - 2:4 vS ^[1] - 1:11
	U	W
	ultimately ^[1] - 10:5 unenviable ^[1] - 7:5 united ^[1] - 13:7 UNITED ^[3] - 1:1, 1:8, 2:2 United ^[3] - 3:6, 3:10, 3:12 unless ^[1] - 5:18 up ^[1] - 10:5 US ^[2] - 2:4, 2:9 USACAC.Criminal@	waive ^[1] - 6:5 waiver ^[1] - 10:24 waivers ^[2] - 7:1, 10:2 wants ^[1] - 8:10 Washington ^[1] - 2:11 week ^[3] - 6:17, 7:2, 10:24 WESLEY ^[1] - 1:12 willing ^[3] - 8:2, 8:4, 8:7 works ^[2] - 6:23, 8:7
		Y
		year ^[2] - 7:11, 11:7 York ^[1] - 2:10